

110TH CONGRESS
1ST SESSION

H. R. 2875

To amend title XVIII of the Social Security Act to provide for a technical correction to the amendments made by section 422 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003.

IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2007

Mr. KAGEN (for himself, Mr. KIND, Mr. RYAN of Wisconsin, Mr. OBEY, Ms. BALDWIN, Ms. MOORE of Wisconsin, Mr. PETRI, and Mr. SENSENBRENNER) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend title XVIII of the Social Security Act to provide for a technical correction to the amendments made by section 422 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Medicare Residency
5 Program Technical Correction Act of 2007”.

1 **SEC. 2. REINSTATEMENT OF FULL-TIME EQUIVALENT RESI-**
2 **DENT SLOTS THAT WERE ERRONEOUSLY**
3 **ELIMINATED.**

4 (a) IN GENERAL.—Section 1886(h)(7) of the Social
5 Security Act (42 U.S.C. 1395ww(h)(7)) is amended—

6 (1) by redesignating subparagraph (D) as sub-
7 paragraph (E); and

8 (2) by inserting after subparagraph (C) the fol-
9 lowing new subparagraph:

10 “(D) ADJUSTMENT BASED ON SETTLED
11 COST REPORT.—In the case of a hospital for
12 which—

13 “(i) the otherwise applicable resident
14 limit was reduced under subparagraph
15 (A)(i)(I); and

16 “(ii) such reduction was based on a
17 reference resident level that was deter-
18 mined using a cost report that was subse-
19 quently settled, whether as a result of an
20 appeal or otherwise, and the reference resi-
21 dent level under such settled cost report is
22 higher than the level used for the reduction
23 under subparagraph (A)(i)(I);

24 the Secretary shall apply subparagraph
25 (A)(i)(I) using the higher resident reference
26 level and make any necessary adjustments to

1 such reduction. Any such necessary adjustments
2 shall be effective for portions of cost reporting
3 periods occurring on or after July 1, 2005.”.

4 (b) EFFECTIVE DATE.—The amendments made by
5 this section shall take effect as if included in the enact-
6 ment of section 422 of the Medicare Prescription Drug,
7 Improvement, and Modernization Act of 2003 (Public Law
8 108–173).

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